

M/S. KAYS ASSOCIATES ... PLAINTIFFS
VS.
MOHAMMED YAKUB GULAM MOHAMMED
PATIL @K PATEL & ORS. ... DEFENDANTS.

CORAM : S.K.Shah, J.
DATE : August 2, 2006

1. The Suit is undefended against all the defendants. The allegations in the plaint have gone uncontroverted. The claim is supported by the affidavit of evidence and documents filed by the Plaintiffs. The suit is for specific performance of the agreement dated 23rd October, 1988. The Suit, therefore, needs to be decreed under Order VIII Rule 10 of the Code of Civil Procedure. Hence, the Order:-

(1) The Suit is hereby decreed in terms of prayer clause (a), (b), (c) and (d).

(2) Defendants shall pay the costs of the Plaintiff and bear their own.

(3) Decree be drawn up accordingly on plaintiff depositing in Court, the balance consideration of Rs. 45375/- (Rupees fortyfive thousand three hundred seventyfive only).

(4) Plaintiff to act on the copy of this Order,
duly authenticated by the Associate of this
Court.

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[S.K.Shah, J.]